

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JPMORGAN CHASE BANK, NATIONAL  
ASSOCIATION,

Interpleader Plaintiff,

-against-

TRI-LINE CONTRACTING CORP.; JOSE  
VELAZQUEZ; APG ENERGY &  
SECURITY SOLUTIONS;  
ARCHITECTURAL FLOORING  
RESOURCES, INC.; ASBESTOLITH  
MANUFACTURING CORP.; BERJEN  
METAL INDUSTRIES, LTD.; CASTLE  
RESTORATION & CONSTRUCTION,  
INC.; COSMOPOLITAN DECORATING  
CO., INC.; DFB SALES, INC.; FOREST  
ELECTRIC; HI-TECH DATA FLOORS,  
INC.; HOLLER METAL FABRICATORS,  
INC.; MODERN OFFICE SYSTEMS, LLC;  
RITE-WAY INTERNAL REMOVAL, INC.;  
NYC SPRINKLER SYSTEMS CORP.; P &  
P MECHANICAL, INC.; PAR PLUMBING  
CO.; S&J ENTRANCE & WINDOW  
SPECIALISTS, INC.; SHELBOURNE  
CONSTRUCTION CORP.; TANGENT  
CONSTRUCTION; TECHNO  
ACOUSTICS, HOLDINGS, LLC; V.A.M.E.  
IRON WORKS CORP.; and DOES 1  
through 20,

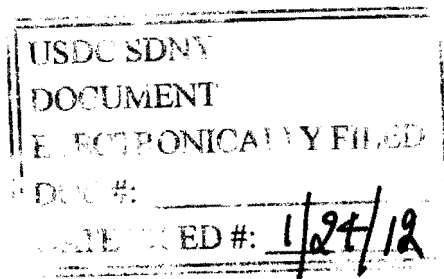
Interpleader Defendants.

*Paragon*

**[PROPOSED] DEFAULT JUDGMENT  
AND ORDER**

Civil Action No. 11-CV-7178 (TPG)

*LAC*



This action having been commenced on October 12, 2011, by the filing of the Complaint dated October 12, 2011, and a copy of the Summons and Complaint having been served on defendant Rite-Way Internal Removal, Inc. ("Rite-Way") on October 14, 2011, by personal service on an authorized agent, and a proof of service having been filed on October 21, 2011, and the defendant Rite-Way not having answered the Complaint and the time for

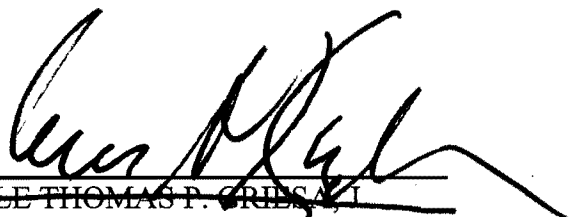
answering having expired, and the Clerk of the Court having issued a Certificate of Default on December 15, 2011, and the plaintiff having moved this Court for the entry of a Judgment of Default by motion dated January 9, 2012, and a copy of the motion papers having been mailed to defendant Rite-Way, and having received no response from defendant Rite-Way, it is,

**ORDERED, ADJUDGED AND DECREED**, that judgment is rendered against defendant Rite-Way and defendant Rite-Way shall take nothing by way of any claim to any payment from or interest in any portion of the retainage (the "Retainage") being held by plaintiff JPMorgan Chase Bank, National Association ("JPMC") for any work performed by defendant Rite-Way, as subcontractor to defendant Tri-Line Contracting Corp., with respect to the renovation project at 270 Park Avenue, New York, New York (the "Project"); and it is further

**ORDERED, ADJUDGED AND DECREED**, that defendant Rite-Way is hereby enjoined and estopped from commencing or prosecuting any proceedings against JPMC, at law or in equity, with respect to any payment, claim for payment, or monetary judgment related to any work performed by defendant Rite-Way with respect to the Project; and it is further

**ORDERED, ADJUDGED AND DECREED**, that judgment in this action is rendered against defendant Rite-Way, who shall take nothing.

Dated: New York, New York  
January 24, 2012

  
HONORABLE THOMAS P. GRISANTI